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CONTINENTAL CASUALTY COMPANY

**UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF CALIFORNIA  
SAN FRANCISCO DIVISION**

CONTINENTAL CASUALTY  
COMPANY,

Plaintiff,

v.

STANTON, KAY & WATSON, LLP;  
EDWARD MEVI,

Defendants.

No. C 05-5333 MJJ

**STIPULATION AND ~~PROPOSED~~ ORDER  
CONTINUING DEADLINE TO  
COMPLETE MEDIATION**

WHEREAS, this is an action by Continental Casualty Company ("Continental") for a declaratory judgment regarding its rights and obligations under Lawyers Professional Liability Policy No. LAW-267838485, issued to Defendant Stanton, Kay & Watson, LLP (the "Policy");

WHEREAS, Continental seeks a determination that it is entitled to rescind the Policy, or, in the alternative, no coverage is available under the Policy for the actions styled Pension Trust

1 Fund for Operating Engineers Local 3, et al. v. McMorgan & Co., et al., Case No. 06AS01323  
2 (Sacramento Super.); Pension Trust Fund for Operating Engineers Local 3, et al. v. McMorgan &  
3 Co., et al., Case No. 06AS01324 (Sacramento Super.); and Pension Trust Fund for Operating  
4 Engineers Local 3, et al. v. McMorgan & Co., et al., Case No. 06AS01325 (Sacramento Super.)  
5 (collectively, the “Underlying Actions”);

6  
7 WHEREAS, the parties in the instant action and the parties in the Underlying Actions  
8 have agreed to participate in a joint mediation;

9 WHEREAS, the parties in the Underlying Actions are in the process of obtaining  
10 information needed to evaluate the claims prior to the mediation of the Underlying Actions;

11 WHEREAS, the parties in the Underlying Actions are currently attempting to schedule a  
12 mediation in February 2007;

13  
14 WHEREAS, the parties to the instant action wish to extend the deadline for completing  
15 mediation in the instant action from December 2006 (pursuant to this Court’s Pretrial Order dated  
16 August 25, 2006) to March 31, 2007;

17 WHEREFORE, IT IS HEREBY STIPULATED by and between the parties that the  
18 deadline for completing mediation in the instant action be extended to March 31, 2007.  
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1 DATED: November 17, 2006

ROSS, DIXON & BELL, LLP

3 By: \_\_\_\_\_ /s/

4 RICHARD A. SIMPSON  
5 JENNIFER MATHIS  
6 BECKI F. KIEFFER  
Attorneys for Plaintiff  
CONTINENTAL CASUALTY  
COMPANY

7 DATED: November 17, 2006

HANSON BRIDGETT MARCUS  
VLAHOS & RUDY, LLP

10 By: \_\_\_\_\_ /s/

11 LINDA E. KLAMM  
12 BATYA F. SWENSON  
13 LORIANNE G. CONKLIN  
Attorneys for Defendants  
14 STANTON, KAY & WATSON, LLP,  
EDWARD MEVI, AND JAMES  
WATSON

17 PURSUANT TO STIPULATION, IT IS SO ORDERED:

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19 Dated: November 27, 2006

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21 HON. MARTIN J. JENKINS  
22 UNITED STATES DISTRICT COURT JUDGE  
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